रजिस्ट्री सं० डी० 221 REGISTERED NO. D. 221

भारत का राजपत्र
The Gazette of India

असाधारण
EXTRAORDINARY
भाग II—खण्ड 1
PART II—Section 1
प्राधिकार से प्रकाशित
PUBLISHED BY AUTHORITY

सं० 55] नई दिल्ली, सोमवार सितम्बर 4, 1972/भाद्र 13, 1894
No. 55] NEW DELHI, MONDAY, SEPTEMBER 4, 1972/BHADRA 13, 1894

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके ।
Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF LAW AND JUSTICE

(Legislative Department)

New Delhi, the 4th September 1972/Bhadra 13, 1894 (Saka)

The following Act of Parliament received the assent of the President on the 4th September, 1972, and is hereby published for general information:—

THE PUNJAB NEW CAPITAL (PERIPHERY) CONTROL (CHANDIGARH AMENDMENT) , ACT, 1972

NO. 49 OF 1972

[*3rd September* 1972]

An Act further to amend the Punjab New Capital (Periphery) Control Act, 1952 as in force in the Union territory of Chandigarh.

BE it enacted by Parliament in the Twenty-third Year of the Republic of India as follows:—

1 This Act may be called the Punjab New Capital (Periphery) Control (Chandigarh Amendment) Act, 1972. **Short title.**

Punjab Act I of 1953

2 In section 6 of the Punjab New Capital (Periphery) Control Act, 1952, as in force in the Union territory of Chandigarh (hereinafter referred to as the principal Act), for sub-section (1) the following sub-section shall be substituted, namely:— **Amendment of section 6.**

"(*4*) The Deputy Commissioner shall not refuse permission to the erection or re-erection of a building if such building is required for purposes subservient to agriculture:

Provided that where the Deputy Commissioner permits the erection or re-erection of a building under this sub-section, such building shall be erected or, as the case may be, re-erected only in accordance with such conditions as may be prescribed.".

Substitution of new section for section 12.

3. For section 12 of the principal Act, the following section shall be substituted, namely:—

Offences and penalties.

"12. (*1*) Any person who—

(*a*) erects or re-erects any building or makes or extends any excavation or lays out any means of access to a road in contravention of the provisions of section 5 or in contravention of any conditions imposed by an order under sub-section (*2*) of section 6 or section 7 or of any conditions prescribed under the proviso to sub-section (*4*) of section 6; or

(*b*) uses any land in contravention of the provisions of sub-section (*1*) of section 11,

shall be punishable with fine which may extend to five hundred rupees and in the case of a continuing contravention, with a further fine which may extend to fifty rupees for every day after the date of first conviction during which he is proved to have persisted in the contravention.

(*2*) Without prejudice to the provisions of sub-section (*1*), the Deputy Commissioner may order any person who has committed a breach of the provisions of the said sub-section to restore to its original state or to bring in conformity with the conditions which have been violated, as the case may be, any building or land in respect of which a contravention such as is described in the said sub-section has been committed, and if such person fails to do so within six weeks of the order, may, after making such enquiry as he considers necessary and after giving such person an opportunity of being heard in the matter, himself take such measures as may appear to him to be necessary to give effect to the order and the cost of such measures shall be recoverable from such person as an arrear of land revenue.".

Amendment of section 15.

4. In section 15 of the principal Act, to clause (*c*), the following *Explanation* shall be added, namely:—

'*Explanation.*—For the purposes of this clause, the expression "other operations" does not include erection of superstructures over tube-wells;'.

5. In section 16 of the principal Act, in sub-section (2), after clause (b), the following clause shall be inserted, namely:— Amendment of section 16

"(bb) the conditions subject to which any building required for purposes subservient to agriculture may be erected or re-erected under sub-section (4) of section 6;".

K. K. SUNDARAM,
Joint Secretary to the Govt. of India.

PRINTED BY THE GENERAL MANAGER, GOVERNMENT OF INDIA PRESS, MINTO ROAD, NEW DELHI AND PUBLISHED BY THE MANAGER OF PUBLICATIONS, DELHI, 1971